THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.320 OF 2006

Dated: 31st MARCH, 2006.

Between :

1. Khaja Mahemood and 13 others. … Petitioners

And

1. Government of Andhra Pradesh, rep by Secretary, Transport, Roads & Buildings Dept., Secretariat, Hyderabad and 2 others. … Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.320 OF 2006

ORDER :

This writ petition is filed seeking a Writ of Mandamus directing the respondents to forbear from consuming any of the house properties of the petitioners for the purpose of road-widening connecting Ananthagiri Railway Track to Alampally Road, Vikarabad, without initiating the land acquisition proceedings or without issuing prior notice to the petitioners as arbitrary and illegal.

This Court, while directing Notice Before Admission, by order dated 04-1-2006 granted interim direction as under :

> *"In the meanwhile, it is directed that the land or other property belonging to the petitioners shall not be used in road-widening by the respondents, without paying compensation or initiating the proceedings under the Land Acquisition Act."*

Despite notice, the respondents did not choose to file any counter-affidavit contradicting the version of the petitioners.

In the circumstances, the Writ Petition is disposed of in terms of the above interim order dated 04-1-2006 making it clear that the respondents shall not indulge in demolition of the structures in question without following due process of law. No costs.

G. ROHINI, J.

Dt. 31-3-2006
gbs